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Date: 9/19/06

TO: Commissioner for Patents
Attn: Office of Petitions
P.O. Box 1450
Alexandria, VA 22313-1450

FROM: John F. Kacvinsky

OUR REF: 1020P11041

FAX NUMBER 571-273-8300

Document(s) Transmitted: Please find a Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (2pgs.), PTOL-85 Part B (1 pg.) PTO-2038 Form with authorization to charge \$1,700 for the issue and publication fee (1 pg.) PTO-2038 Form with authorization to charge \$1,500 for the petition to revive fee (1 pg.)

Total pages of this transmission, including cover letter: 6 pgs.

If you do NOT receive all of the pages described above, please telephone us at 612-236-9910 or fax us at 612-677-3572.

In re. Patent Application of: Paul M. Cohen

Examiner: Thuan Du

Serial No.: 09/852,432

Group Art Unit: 2116

Filed: May 9, 2001

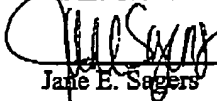
Docket No.: 1020P11041

Title: METHOD AND APPARATUS TO MODIFY POWER REQUIREMENTS FOR A SYSTEM

By: 
Name: John F. Kacvinsky

Reg. No.: 40,040

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.


Jane E. Sagers

9-19-06
Date of Transmission

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PTO/SB/84 (07-06)

Approved for use through 09/30/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)
102DP11041

First named Inventor: Paul M. Cohen

Application No.: 09/852,432

Art Unit: 2116

Filed: May 9, 2001

Examiner: Thuan Du

Title: METHOD AND APPARATUS TO MODIFY POWER REQUIREMENTS FOR A SYSTEM

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity - fee \$ 1,500 (37 CFR 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply):

☐ has been filed previously on _____

☐ is enclosed herewith.

- B. The issue fee and publication fee (if applicable) of \$ 1,700

☐ has been paid previously on _____

☒ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9198 and select option 2.

09/20/2006 TL0111 00000042 09852432

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PTO/SB/64 (07-08)
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3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.


 Signature

9/19/06
 Date

John F. Kacvinsky
 Typed or printed name

40,040
 Registration Number, if applicable

c/o Intellivate, P.O. Box 52050
 Address

724-933-8338
 Telephone Number

Minneapolis, MN 55402
 Address

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☐ Other: _____

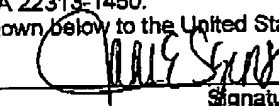
CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(e)]

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☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

9-19-06
 Date


 Signature
 Jane E. Sagers, Paralegal

Typed or printed name of person signing certificate